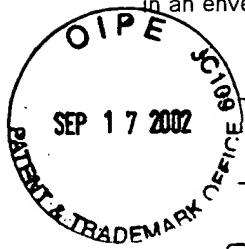


1661#3
9/20/02

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, P.O. Box 2327 Arlington, VA 22202; on



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Mark Bourgeois

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Signature

9/11/2002

Date of Signature

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In RE:

Serial no.: 09/939,491
Filing date: 08/24/2001
For: Clematis Plant named 'Avalanche'
Inventor: White
Atty. Docket no.: P41
Group Art Unit: 1661
Examiner: McCormick

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

AMENDMENT and RESPONSE

Dear Sir:

This is in response to the Office Action dated 06/18/2001. No additional fees are believed to be necessary.

Please amend as follows:

In the Claim:

Please delete the present claim and insert the new claim that is enclosed on the substitute specification.